

PUBLIC HEARING—October 13, 1965

Appeal #8409 James O'D Moran, appellant.

The Zoning Administrator District of Columbia, appellee.

On motion duly made, seconded and unanimously carried the following Order was entered on October 19, 1965:

ORDER D:

That the appeal to change a nonconforming use from retail sales of commercial and office supplies to a billiard parlor at 335 - 15th St. N. E., lots 63 and 64, square 4564, be denied.

From the records and the evidence adduced at the hearing, the Board finds the following facts:

(1) Appellant's lot have a frontage of 32.70 feet on 15th Street, a depth of 115.08 feet to an eighteen foot wide public alley, and contain an area of 3914 square feet of land.

(2) Appellant proposes to operate a billiard lounge and appellant states that the operation will be strictly policed with professional players not being permitted, no drinking allowed, and no one under the age of 17 being permitted in the premises.

(3) Appellant in his petition gives the types of other commercial uses within this block.

(4) Appellant stated at the hearing that the operation must close at 12:00 midnight Saturday until Monday morning and not beyond 1:00 a. m. during other nights. The operation will be open six days a week.

(5) There was strenuous opposition to the granting of this appeal registered at the public hearing which includes a large petition, letters and personal appearance at the hearing. The Capitol Hill Community Council, Inc. and the Kingman Park Civic Association also protest the granting of this appeal.

OPINION:

In the opinion of the Board we do not consider a billiard parlor as being a neighborhood facility, but will draw customers from a greater radius, and its hours of operation will extend beyond the normal working day increasing and extending the adverse impact of the use on the residential neighborhood.

In view of the above the Board is of the further opinion that the proposed use will affect adversely the present character or future development of the neighborhood in accordance with these regulations and the Comprehensive Plan for the District of Columbia.